

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

MAILED

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PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte MUSTANSIR BANATWALA
and
JORGE CAMARGO

Application 08/781,696

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on October 15, 2003. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith returned to the examiner. The matters requiring attention prior to docketing are identified below.

An amendment after final was filed by appellants on November 2, 2000 (Paper No. 15). While the Advisory Action mailed November 9, 2000 (Paper No. 16) indicated that such amendment would not be entered, a Continued Prosecution Application (CPA) Request Transmittal was filed January 1, 2001 (Paper No. 17) which requested that "the unentered amendment

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filed on 10/31/00" be entered. Both, the Appeal Brief filed October 29, 2002 (Paper No. 25) and the Examiner's Answer mailed January 14, 2003 (Paper No. 26) indicate that this amendment has been entered. A review of the record indicates the amendment was not physically entered.

Accordingly, it is

ORDERED that the application is remanded to the Examiner for physical entry of the amendment filed November 2, 2001 (Paper No. 17), for notification to appellants in writing of the action taken, and for such further action as may be appropriate.

BOARD OF PATENT APPEALS
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